ARDERE

Writer's Direct Dial: 214-999-4559 Direct Fax: 214-999-3559 E-mail: eflores@gardere.com

Certificate of Mailing under 37 CFR 1.8

I certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope, with sufficient postage, addressed to Commissioner for Patents, Washington, DC 20231 on January 23, 2002.

TROPINE TO THE PROPERTY OF THE

attorneys and counselors • www.gardere.com

January 23, 2002

Commissioner for Patents Washington, D.C. 20231

Re:

Inventors: Eric A. Livesay, Joel P. Irick,

Ying-Horng (NMI) Liu, Kevin J. Luebke, Stephen A. Johnston, and Yuri (NMI)

Belosludstev

Patent Application Entitled: HIGH THROUGHPUT CHEMICAL SYNTHESIZER

Serial No.: 10/004,487

Filing Date: October 24, 2001 Our File No.: 119929-1033

Dear Sir:

In regard to the above-referenced matter, enclosed for filing please find the following items:

- Information Disclosure Statement; (1)
- PTO Form 1449; (2)
- Copies of fourteen (14) references; and (3)
- Postcard. (4)

Please file the referenced documents and return the date-stamped postcard to our office at the above address. It is believed that no fees are due. If this is incorrect, the Commissioner is hereby authorized to charge any fees due which may be required by this paper to Deposit Account No. 07-0153.

In the meantime, if you have any questions or comments concerning this matter, please call the undersigned at your earliest convenience. Otherwise, please accept the enclosed.

Respectfully submitted,

Gardere Wynne Sewell LLP

Edwin S. Flores

Registration No.: 38,453

ESF:pan:1086008.1

Enclosure

ttorney Docket No.: 119929-1033

**PATENT** 

## TO TOO TOO TOO IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Eric A. Livesay, Joel P. Irick, Ying-Horng (NMI), Liu,

Kevin J. Luebke, Stephen A. Johnston and Yuri (NMI) Belosludstev

Serial No.:

10/004,487

Art Unit:

1764

Filed:

October 24, 2001

For:

HIGH THROUGHPUT CHEMICAL SYNTHESIZER

Commissioner for Patents Washington, D.C. 20231

## Certificate of Mailing under 37 CFR 1.8

I certify that the accompanying paper is being deposited with the United States Postal Service as First Class Mail in an envelope, with sufficient postage, addressed to Commissioner for Patents, Washington, DC 20231 on January 23, 2002.

## INFORMATION DISCLOSURE STATEMENT UNDER C.F.R. 1.97

Applicants request that the information listed on the attached Form PTO-1449 be considered by the Office during the pendency of the above-entitled Application, pursuant to 37 C.F.R. 1.97.

In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not constitute an admission that any information cited therein is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b). In the interest of full and complete disclosure to the Office, some or all of the art cited herein may not be considered by Applicant or the Undersigned to be material under the new standards of materiality defined in 37 C.F.R. 1.56 Attorney Docket No.: 119929-1033 PATENT

(b), enacted March 16, 1992, but may be material under the old standard of materiality defined in

37 C.F.R. 1.56(a), last amended on November 28, 1988, or may merely be technical background

which may be of interest to the Examiner. In accordance with 37 C.F.R. 1.97(g), the filing of

this Information Disclosure Statement shall not be construed to mean that a search has been

made.

This Information Disclosure Statement is being filed under 27 C.F.R. § 1.97(b) within three months of the filing date of the Application, or before the mailing date of a first office action on the merits. Accordingly, Applicants respectfully submit that no fee or certification is

required.

Respectfully submitted, GARDERE WYNNE SEWELL LLP

Date: January 23, 2002

Edwin S. Flores Reg. No.: 38,453

ATTORNEY FOR APPLICANTS

1601 Elm Street, Suite 3000 Dallas, Texas 75201 (214) 999-3000 - Telephone (214) 999-4667 - Facsimile FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

CAN FORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use several sheets if necessary)

ATTY. DOCKET NO.: 119929-1033

SERIAL NO.: 10/004,487

APPLICANT: Eric A. Livesay, Joel P. Irick, Ying-Horng Liu, Kevin J. Luebke, Stephen A. Johnston, Yuri Belosledstev

FILING DATE: October 24, 2001

**GROUP: 1764** 

## U.S. PATENT DOCUMENTS

		IT DOCUMENTS			
DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
5,368,823	11/29/94	McGraw et al.	422	134	
5,419,966	05/30/95	Reed et al.	428	406	7 6
5,462,748	10/31/95	DeFranco et al.	A61K9	10	C 8 1 5
5,565,552	10/15/96	Magda et al.	534	11	0 8
5,643,738	05/31/95	Zanzucchi et al.	435	6	0.
5,641,459	06/24/97	Holmberg	422	134	
5,681,534	10/28/97	Neves	422	131	
5,733,509	03/31/98	Ackley et al.	422	131	
5,766,550	06/16/98	Kaplan et al.	422	68.1	
6,168,914	02/02/01	Campbell et al.	435	4	
TENT DOCUMENTS		- <b>L</b>			
DE19823454	11/25/99	Heuermann	C07H21	04	
WO9628248	09/19/96	Swiderski et al.	B01J19	00	.2
WO9951349	10/14/99	Burbaum et al.	B01L3	00	
0359249A2	09/14/89	Bowers et al.	B01D61	18	
   JMENTS (Including Author	. Title. Date. Perti	inent Pages. Etc.)			1
					-
	5,368,823  5,419,966  5,462,748  5,565,552  5,643,738  5,641,459  5,681,534  5,733,509  5,766,550  6,168,914  TENT DOCUMENTS  DE19823454  WO9628248  WO9951349  0359249A2	DOCUMENT NUMBER         DATE           5,368,823         11/29/94           5,419,966         05/30/95           5,462,748         10/31/95           5,565,552         10/15/96           5,643,738         05/31/95           5,641,459         06/24/97           5,681,534         10/28/97           5,733,509         03/31/98           5,766,550         06/16/98           6,168,914         02/02/01           TENT DOCUMENTS           DE19823454         11/25/99           WO9628248         09/19/96           WO9951349         10/14/99           0359249A2         09/14/89	DOCUMENT NUMBER         DATE         NAME           5,368,823         11/29/94         McGraw et al.           5,419,966         05/30/95         Reed et al.           5,462,748         10/31/95         DeFranco et al.           5,565,552         10/15/96         Magda et al.           5,643,738         05/31/95         Zanzucchi et al.           5,641,459         06/24/97         Holmberg           5,681,534         10/28/97         Neves           5,733,509         03/31/98         Ackley et al.           5,766,550         06/16/98         Kaplan et al.           6,168,914         02/02/01         Campbell et al.           TENT DOCUMENTS           DE19823454         11/25/99         Heuermann           WO9628248         09/19/96         Swiderski et al.           WO9951349         10/14/99         Burbaum et al.	DOCUMENT NUMBER         DATE         NAME         CLASS           5,368,823         11/29/94         McGraw et al.         422           5,419,966         05/30/95         Reed et al.         428           5,462,748         10/31/95         DeFranco et al.         A61K9           5,565,552         10/15/96         Magda et al.         534           5,643,738         05/31/95         Zanzucchi et al.         435           5,641,459         06/24/97         Holmberg         422           5,681,534         10/28/97         Neves         422           5,733,509         03/31/98         Ackley et al.         422           5,766,550         06/16/98         Kaplan et al.         422           6,168,914         02/02/01         Campbell et al.         435           TENT DOCUMENTS           DE19823454         11/25/99         Heuermann         C07H21           WO9628248         09/19/96         Swiderski et al.         B01J19           WO9951349         10/14/99         Burbaum et al.         B01D61	DOCUMENT NUMBER         DATE         NAME         CLASS         SUBCLASS           5,368,823         11/29/94         McGraw et al.         422         134           5,419,966         05/30/95         Reed et al.         428         406           5,462,748         10/31/95         DeFranco et al.         A61K9         10           5,565,552         10/15/96         Magda et al.         534         11           5,643,738         05/31/95         Zanzucchi et al.         435         6           5,641,459         06/24/97         Holmberg         422         134           5,681,534         10/28/97         Neves         422         131           5,733,509         03/31/98         Ackley et al.         422         131           5,766,550         06/16/98         Kaplan et al.         422         68.1           6,168,914         02/02/01         Campbell et al.         435         4           TENT DOCUMENTS           DE19823454         11/25/99         Heuermann         C07H21         04           WO9628248         09/19/96         Swiderski et al.         B01J19         00           WO9951349         10/14/99         Burbaum et al. <t< td=""></t<>

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance

and not considered. Include copy of this form with next communication to applicant.

333FORM 98-3